

## Message Text

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ACTION IO-14

INFO OCT-01 AF-10 ARA-10 EA-10 EUR-12 NEA-10 ISO-00  
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R 171917Z FEB 78  
FM USMISSION GENEVA  
TO SECSTATE WASHDC 6152  
INFO AMEMBASSY NEW DELHI  
USMISSION USUN NEW YORK

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E.O. 11652: N/A  
TAGS: SHUM UNHRC  
SUBJECT: 34TH HUMAN RIGHTS COMMISSION: AGENDA ITEM 11:  
FURTHER PROMOTION AND ENCOURAGEMENT OF HUMAN RIGHTS AND  
FUNDAMENTAL FREEDOMS

1. FOLLOWING AS THE LAST PARAGRAPH IS THE TEXT OF A  
DRAFT RESOLUTION BEING CIRCULATED BY THE DELEGATION OF  
INDIA. THE RESOLUTION HAS NOT YET BEEN TABLED AND THE  
INDIAN DELEGATION HAS ASKED FOR OUR COMMENTS AND  
SUGGESTIONS.

2. WE FIND THIS A VERY CONSTRUCTIVE AND USEFUL PROPOSAL  
AND WOULD APPRECIATE DEPARTMENT COMMENTS AS SOON AS  
POSSIBLE.

3. BEGIN TEXT: ITEM 11: DRAFT RESOLUTION

NATIONAL INSTITUTIONS IN THE FIELD OF HUMAN RIGHTS

RECALLING GENERAL ASSEMBLY RESOLUTION 1961 (XVIII) OF  
12 DECEMBER 1963 AND 2200 (XXI)C OF 16 DECEMBER 1966,  
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AND ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS 9(II) OF 21  
JUNE 1946, 772 (XXX)B OF 25 JULY 1960 AND 888 (XXXIV) OF  
24 JULY 1962,

BEARING IN MIND THE PROVISIONS OF THE CHARTER, THE  
UNIVERSAL DECLARATION OF HUMAN RIGHTS AND THE INTERNATION-  
AL CONVENTIONS IN THE FIELD OF HUMAN RIGHTS,

RECALLING ALSO, THE CONCEPTS CONTAINED IN GENERAL  
ASSEMBLY RESOLUTION 32/130 OF 16 DECEMBER 1977,  
RECOGNIZING THE IMPORTANCE OF ACTION BY MEMBER STATES TO  
DEVELOP AND UTILIZE THEIR NATIONAL MACHINERY FOR THE  
EFFECTIVE REALIZATION OF HUMAN RIGHTS,

RECOGNIZING ALSO, THAT AT PRESENT THE INTERNATIONAL  
COMMUNITY HAS INSUFFICIENT INFORMATION REGARDING EXISTING  
TYPES OF NATIONAL INSTITUTIONS FOR THE PROMOTION AND  
PROTECTION OF HUMAN RIGHTS.

1) INVITES MEMBER STATES, WITHIN THE FRAMEWORK OF THEIR  
NATIONAL LEGISLATION AND POLICY AND ACCORDING TO AVAIL-  
ABLE MEANS TO SET UP NATIONAL INSTITUTIONS FOR THE  
PROMOTION AND PROTECTION OF HUMAN RIGHTS.

2) RECOMMENDS THAT THESE NATIONAL INSTITUTIONS SHOULD  
HAVE SUCH STRUCTURE, COMPOSITION, MEASURE OF AUTONOMY  
AND RECOMMENDATORY AND OTHER POWERS AS THE GOVERNMENT  
CONCERNED MIGHT WISH TO GIVE THEM, KEEPING IN MIND BOTH  
THE LEGAL, JUDICIAL, EXECUTIVE AND OTHER SYSTEMS OF THE  
COUNTRY AND THE GOAL OF THE REALISATION AND EFFECTIVE  
ACHIEVEMENT OF ALL HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS.

3) DECIDES THAT THE SEMINAR ON NATIONAL AND LOCAL  
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INSTITUTIONS IN THE FIELD OF HUMAN RIGHTS, TO BE HELD  
UNDER THE ADVISORY SERVICES PROGRAMME IN JULY, 1978 WILL,  
AS A PART OF ITS AGENDA, ELABORATE CERTAIN BROAD GUIDE-  
LINES FOR THE STRUCTURE AND FUNCTIONING OF NATIONAL  
INSTITUTIONS, BASED ON THE PROVISIONS OF THE PRESENT  
RESOLUTIONS AND ITS ANNEX.

4) REQUESTS THE SYG TO CIRCULATE BOTH THE PRESENT  
RESOLUTION AND THE ABOVE-MENTIONED GUIDELINES ELABORATED  
BY THE SEMINAR ON NATIONAL AND LOCAL INSTITUTIONS TO  
ALL MEMBER STATES FOR THEIR COMMENTS AND SUGGESTIONS.

5) REQUESTS MEMBER STATES TO COMMENT UPON THE GUIDELINES  
CONTAINED IN THE PRESENT RESOLUTION AND ITS ANNEX AND  
THOSE RECOMMENDED BY THE SEMINAR ON NATIONAL AND LOCAL  
INSTITUTIONS AND TO SUGGEST FURTHER GUIDELINES WHICH  
COULD BE AVAILABLE TO NATIONAL GOVERNMENTS FOR THEIR  
ASSISTANCE IN SETTING UP SUCH NATIONAL INSTITUTIONS IN  
THE FIELD OF HUMAN RIGHTS.

6) INVITES MEMBER STATES, WITH A VIEW TO THE EXCHANGE OF  
INFORMATION AND EXPERIENCE IN REGARD TO THE FUNCTIONING

OF NATIONAL AND LOCAL INSTITUTIONS IN THE FIELD OF HUMAN RIGHTS, TO COMMUNICATE TO THE SECRETARY-GENERAL ALL RELEVANT INFORMATION ON THAT SUBJECT.

7) REQUESTS THE SECRETARY-GENERAL TO PREPARE A REPORT CONTAINING ALL THE INFORMATION SO RECEIVED FROM MEMBER STATES, TOGETHER WITH THEIR COMMENTS AND SUGGESTIONS REGARDING POSSIBLE GUIDELINES FOR NATIONAL INSTITUTIONS TO BE SET UP IN THE FUTURE AND TO CIRCULATE THIS REPORT TO STATES MEMBERS OF THE COMMISSION ON HUMAN RIGHTS AS EARLY AS POSSIBLE, BEFORE THE THIRTY-FIFTH SESSION OF THE

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INFO OCT-01 AF-10 ARA-10 EA-10 EUR-12 NEA-10 ISO-00  
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COMMISSION ON HUMAN RIGHTS.

8) DECIDES TO CONSIDER THIS REPORT OF THE SECRETARY-GENERAL UNDER A NEW SUB-ITEM OF THE PRESENT ITEM 11 ON THE AGENDA, NAMELY "THE IMPORTANCE OF NATIONAL INSTITUTIONS IN THE FIELD OF HUMAN RIGHTS."

ANNEX

SOME POSSIBLE FUNCTIONS WHICH COULD BE PERFORMED BY NATIONAL INSTITUTIONS IN THE FIELD OF HUMAN RIGHTS, IF SO DECIDED BY THE GOVERNMENT CONCERNED.

NATIONAL INSTITUTIONS COULD:

(A) ACT AS CENTRES OF INFORMATION AVAILABLE TO THE GOVERNMENT AND TO THE PEOPLE OF THAT COUNTRY REGARDING

MATTERS CONNECTED WITH HUMAN RIGHTS;

(B) ASSIST IN THE EDUCATION OF PUBLIC OPINION IN FAVOR  
OF A RESPECT FOR HUMAN RIGHTS;

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(C) CONSIDER, DELIBERATE UPON, AND MAKE RECOMMENDATIONS  
REGARDING ANY SPECIFIC SITUATION THAT MAY EXIST NATIONALLY  
THAT THE GOVERNMENT MAY WISH TO DESIGNATE AS ITS SPECIFIC  
FIELD OF REFERENCE;

(D) ADVISE ON ANY QUESTIONS REGARDING HUMAN RIGHTS  
REFERRED TO THEM FROM TIME TO TIME BY THEIR NATIONAL  
GOVERNMENT;

(E) STUDY AND KEEP UNDER REVIEW THE STATUS OF LEGISLATION,  
JUDICIAL DECISIONS AND ADMINISTRATIVE ARRANGEMENTS FOR  
THE PROMOTION OF HUMAN RIGHTS, AND PREPARE AND SUBMIT TO  
THE APPROPRIATE AUTHORITIES DESIGNATED BY THE GOVERNMENT  
AN ANNUALREPORT ON THE PROGRESS MADE DURING EACH YEAR  
IN THIS CONNECTION.

(F) PERFORM ANY FUNCTION WHICH THE GOVERNMENT MAY WISH  
TO ASSIGN TO THEM IN CONNECTION WITH ITS DUTIES UNDER  
THOSE INTERNATIONAL CONVENTIONS IN THE FIELD OF HUMAN  
RIGHTS OF WHICH IT IS A STATE PARTY. END TEXT. VANDEN  
HEUVEL

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## Message Attributes

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